

To: Leopold, Matt[Leopold.Matt@epa.gov]
From: Ferguson, Lincoln
Sent: Mon 2/5/2018 8:04:58 PM
Subject: Re: FOIA document regarding PSD -- PS --- privileged

Thank you.

Lincoln Ferguson
Senior Advisor to the Administrator
(202) 309-6537

On Feb 5, 2018, at 12:03 PM, Leopold, Matt <Leopold.Matt@epa.gov> wrote:

I was not. Happy to review.

Sent from my iPhone

On Feb 5, 2018, at 3:00 PM, Ferguson, Lincoln <ferguson.lincoln@epa.gov> wrote:

Are you aware of the below?

Lincoln Ferguson
Senior Advisor to the Administrator
(202) 309-6537

Begin forwarded message:

From: "Perrotta, Pasquale" <Perrotta.Pasquale@epa.gov>
Date: February 5, 2018 at 12:00:14 PM PST
To: "Ferguson, Lincoln" <ferguson.lincoln@epa.gov>
Subject: Fwd: FOIA document regarding PSD -- PS --- privileged

V/r,

Nino Perrotta | Special Agent in Charge
U.S. Environmental Protection Agency |
Protective Service Detail |
Perrotta.Pasquale@epa.gov | www.epa.gov
C: Ex. 6 - Personal Privacy

<image001.png>

CONFIDENTIALITY NOTICE: This message and any attachments is from a Federal Law Enforcement Officer of the U.S. Environmental Protection Agency, Protective Service Detail which may contain CONFIDENTIAL and legally protected information. It is intended exclusively for the individual(s) or entity(s) to whom or to which it is addressed. This communication may contain information that is proprietary, privileged, or confidential or otherwise legally exempt from disclosure. If you are not the named addressee, you are not authorized to read, print, retain, copy, or disseminate this message or any part of it. If you have received this message in error, please notify the sender immediately by email and delete all copies of the message.

Begin forwarded message:

From: "Seaton, Tom" <Seaton.Tom@epa.gov>
Date: February 5, 2018 at 8:57:21 AM PST
To: "Perrotta, Pasquale" <Perrotta.Pasquale@epa.gov>
Cc: "Caldwell, James" <Caldwell.James@epa.gov>, "Mazakas, Pam" <Mazakas.Pam@epa.gov>
Subject: FW: FOIA document regarding PSD -- PS --- privileged

Also, keep in mind that if we make the argument for withholding this document because of reverse engineering concerns, and the judge does not buy it, we will probably end up having to release all the travel voucher documents (with names and other PII redacted).

Tom Seaton, Deputy Director

Legal Counsel Division (2232-A)

Office of Criminal Enforcement, Forensics and Training

Office of Enforcement and Compliance Assurance

U.S. Environmental Protection Agency

1200 Pennsylvania Ave., Washington D.C. 20460

Office: (202) 564-2544

Cell: (202) 373-4923

Fax: (202) 501-0599

From: Seaton, Tom

Sent: Monday, February 05, 2018 11:40 AM

To: Perrotta, Pasquale <Perrotta.Pasquale@epa.gov>

Cc: Caldwell, James <Caldwell.James@epa.gov>; Mazakas, Pam
<Mazakas.Pam@epa.gov>

Subject: FOIA document regarding PSD

Hi Nino,

I am working with OGC on a FOIA currently in litigation with the Environmental Integrity Project concerning a request for PSD travel vouchers from June 5-June 12.

I have told OGC we would object to the actual vouchers being released because that would give away information about the number of agents on the protection detail while in travel status.

However, the question for you is whether we should also object to a release of the attached document, which merely summarizes the costs between the dates in question. That is, in your opinion, is there too much risk in having the total budget number “reverse engineered” to give away the number of protection personnel assigned to this particular trip.

I suspect the answer is “yes” there is too much risk, but I would like you to

confirm that.

Tom Seaton, Deputy Director

Legal Counsel Division (2232-A)

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<Leven response document (FOIA # 2017– 10139).docx>